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THEODORE J. BIELEN, JR.
A PROFESSIONAL CORPORATION
THOMAS R. LAMPE
CHARLES L. THOEMING

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LAW OFFICES OF
BIELEN, LAMPE & THOEMING
A PROFESSIONAL ASSOCIATION
1990 N. CALIFORNIA BLVD.
SUITE 720
WALNUT CREEK, CALIFORNIA 94596
TELEPHONE: (925) 937-1515
FAX: (925) 937-1529

SACRAMENTO OFFICE
(916) 961-1530

MAIL STOP PATENT APPLICATION
Commissioner for Patents & Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

ATTORNEY DOCKET: HOT FOOT #3

Sir:

Transmitted herewith for filing is the patent application of

Inventor/Owner: ROGER SNOWFor: DETERRENT STRIP FOR REPELLING BIRDS AND OTHER PESTS

Inventor(s) and assignee(s) (if applicable) claim small entity status under 37 CFR 1.9 and 37 CFR 1.27.

Enclosed are:

2 sheet(s) of drawings.
 An assignment of the invention to HOT FOOT AMERICA LP
 Form PTO-1595 Recordation Form Cover Sheet.
 A certified copy of application.
 Specimens (2 minimum)
 Declaration/Statement and Power of Attorney.
 Specification and Claims.
 PTO 1449 Form with copies of listed non-U.S. patents and publications (if any).

The filing fee has been calculated as shown below:

FOR:	(Col. 1) No. Filed	(Col. 2) No. Extra	SMALL ENTITY		OTHER THAN A SMALL ENTITY	
			Rate	Fee	Rate	Fee
<u>BASIC FEE</u>				\$385.00		\$
<u>TOTAL CLAIMS</u>	8-20*	-0-	x9=	\$	x18=	\$
<u>INDEP. CLAIMS</u>	2- 3*	-0-	x43=	\$	x86=	\$
<u> [] MULTIPLE DEP. CLAIM PRESENTED</u>			x145=	\$	x290=	\$
			Assignment	\$40.00		\$

*If the difference in Col 1. is less than zero, enter "0" **TOTAL \$ 425.00** **TOTAL \$**
in Col 2.

All fees associated with this communication are being charged to a credit card. This communication is accompanied by a Fee Transmittal Form for FY 2001 and a Credit Card Payment Form providing the required information.

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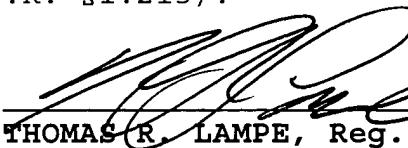
[X] The Commissioner is hereby authorized to charge any additional required fees associated with this communication arising during the pending of this application, EXCEPT the issue fee, or credit any overpayment to Account No. 02-2273. A duplicate copy of this sheet is enclosed.

[X] Certificate of Mailing by Express Mail No. ER315321591US in duplicate.

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[X] Non-Publication Request (37 C.F.R. §1.213).

Date: May 19, 2009


THOMAS R. LAMPE, Reg. NO. 22,454

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**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	ROGER SNOW
Title	DETERRENT STRIP FOR REPELLING BIRDS AND OTHER PESTS
Attorney Docket Number	HOT FOOT #3

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

February 19, 2008 W. J. Jones
Date Signature

(925) 937-1515

Telephone number

THOMAS R. LAMPE

Typed or printed name
BIELEN, LAMPE & THOEMING

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Atty Dkt: HOT FOOT #3

**CERTIFICATE OF MAILING BY
EXPRESS MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as "**EXPRESS MAIL**" in an envelope addressed to the Commissioner of Patents and Trademarks, MAIL STOP PATENT APPLICATION, P.O. Box 1450, Alexandria, Virginia 22313-1450 on February 19, 2004. Express Mail No. ER315321591US.

By: 

THOMAS R. LAMPE